

ESTTA Tracking number: **ESTTA429335**

Filing date: **09/08/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91178682
Party	Plaintiff Franciscan Vineyards, Inc.
Correspondence Address	STEPHEN L BAKER BAKER AND RANNELLS PA 575 ROUTE 28, SUITE 102 RARITAN, NJ 08869 UNITED STATES jmr@br-tmlaw.com, officeactions@br-tmlaw.com, K.Hnasko@br-tmlaw.com,r.mcgonigle@br-tmlaw.com, s.baker@br-tmlaw.com
Submission	Other Motions/Papers
Filer's Name	John M. Rannells
Filer's e-mail	jmr@br-tmlaw.com, officeactions@br-tmlaw.com, k.hnasko@br-tmlaw.com, n.friedman@br-tmlaw.com
Signature	/john rannells/
Date	09/08/2011
Attachments	91178682 comm to board.pdf (2 pages)(64673 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

-----X
Franscan Vineyards, Inc.

Opposer

Mark: DOMAINE PINNACLE and
design

v.

Opposition No. 91178682

Serial No.: 78783236

Domaine Pinnacle, Inc.

Applicant

-----X

**COMMUNICATION WITH BOARD
CONCERNING OPPOSER'S MOTION TO SUSPEND
FOR PURPOSES OF SETTLEMENT DISCUSSIONS**

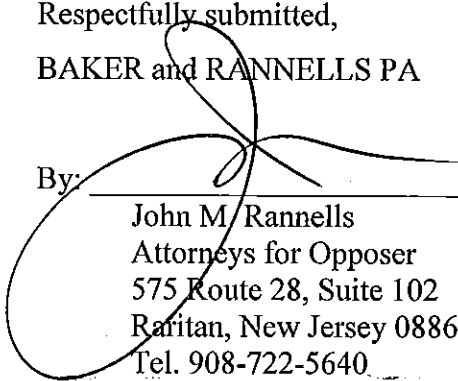
On September 6, 2011, Opposer moved to further suspend the proceeding for an additional ninety (90) days for purposes of continued settlement discussions. On September 7, 2011 the Board granted the motion, referring to the same as "Opposer's consented motion."

For the purposes of accuracy, the Board is advised that the motion was not filed as a consent motion, does not indicate that it was on consent, and in fact the consent of Applicant was not obtained prior to filing the motion.

Dated: September 8, 2011

Respectfully submitted,
BAKER and RANNELLS PA

By: _____

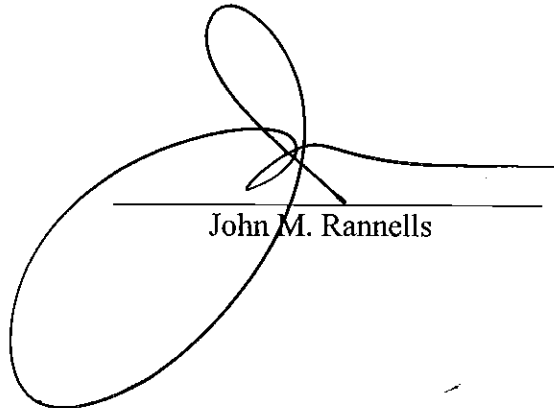

John M. Rannells
Attorneys for Opposer
575 Route 28, Suite 102
Raritan, New Jersey 08869
Tel. 908-722-5640
Fax. 908-725-7088

CERTIFICATE OF SERVICE

I hereby certify a copy of the foregoing COMMUNICATION WITH BOARD CONCERNING OPPOSER'S MOTION TO SUSPEND FOR PURPOSES OF SETTLEMENT DISCUSSIONS in re: Franciscan Vineyards, Inc. v. Domaine Pinnacle, Inc., Opposition No. 91178682 was served on counsel for Applicant, this 8th day of September, 2011 by sending same via Email and First Class Mail, postage prepaid, to:

Charles Crawford
Domaine Pinnacle, Inc.
150 Richford Rd.
Frelighsburg, Quebec J0J 1C0

DATED: September 8, 2011



John M. Rannells